

HOUSE No. 241

By Mr. Miceli of Wilmington, petition of James R. Miceli relative to providing creditable service for Daniel P. Sullivan, a member in the contributory retirement system of the Massachusetts Bay Transportation Authority. Public Service.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO PROVIDING CREDITABLE SERVICE FOR DANIEL P. SULLIVAN A MEMBER IN THE CONTRIBUTORY RETIREMENT SYSTEM OF THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding the provisions of any general or
2 special law to the contrary, Daniel P. Sullivan, an employee of the
3 Massachusetts Bay Transportation Authority, shall be given full
4 credit for his prior service with the Commonwealth, including all
5 service with said transportation authority, for the purposes of
6 determining his vacation and retirement benefits as provided in
7 this act.

1 SECTION 2. Notwithstanding the provisions of any general or
2 special law to the contrary, said Daniel P. Sullivan shall within
3 sixty days of the effective date of this act pay, in one lump sum, to
4 said authority the amount of total accumulated contributions and
5 earnings thereon which were credited to said Daniel P. Sullivan
6 under the retirement system of the Commonwealth. Said authority
7 shall calculate the amount equal to the contribution said Daniel P.
8 Sullivan would have paid to the retirement plan of said authority
9 for the periods of prior service to the Commonwealth if he had
10 been in service to the authority during said periods together with
11 regular interest to the date of said payment. If the amount paid by
12 said Daniel P. Sullivan to said authority is greater than or equal to
13 said amount calculated by said authority for said periods of prior

14 service to the Commonwealth then said Daniel P. Sullivan shall be
15 entitled for retirement credit in said authority's retirement system
16 for said periods and for determining vacation credit. If said
17 amount paid by said Daniel P. Sullivan is less than said amount
18 calculated by said authority for said periods of prior service to the
19 Commonwealth, then said Daniel P. Sullivan shall not be entitled
20 to such retirement time unless he has, within one hundred and
21 twenty days of said payment, paid to the retirement fund of said
22 authority, in one lump sum, an amount equal to the difference
23 between said amount paid by said Daniel P. Sullivan and the
24 amount calculated by said authority for said periods of prior
25 service to the Commonwealth.

1 SECTION 3. After said Daniel P. Sullivan has received full
2 credit for his prior service with the Commonwealth as provided by
3 this act, he shall not be entitled to receive a pension from the
4 Commonwealth nor shall he be allowed to repay the amount of his
5 contributions plus interest into the pension fund of the Common-
6 wealth for the purposes of reinstating his eligibility for such pen-
7 sion.